

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 4149 of 2019**

Madhusudan Yadav, S/o Dharam Singh Yadav, aged about 25 years, R/o Bade Navapara, Police Station Sariya, District Raigarh (CG). **---- Applicant**

Versus

State of Chhattisgarh, through Station House Officer, Police Station Sariya, District Raigarh (CG). **---- Non-applicant**

For Applicant : Mr. Devashish Vishwas, Adv. appearing on behalf of
Mr. Ashish Gupta, Advocate.
For Non-applicant : Mr. Ashutosh Pandey, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

26.06.2019

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.78/2019 registered at Police Station Sariya, District Raigarh for the offence punishable under Sections 34(2) & 59(A) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 10.06.2019, 90.00 bulk liters hand made country liquor has been seized from the applicant.
4. Counsel for the applicant submits that the applicant is an innocent and has been falsely implicated in the present case, therefore, he may be released on bail.
5. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedent is reported against the applicant in police case diary.
6. Looking to the above facts and circumstances of the case, the bail application is allowed. It is directed that if the applicant furnishes one solvent surety for a sum of Rs.25,000/- along with a personal bond of Rs.25,000/- to the satisfaction of the concerned Trial Court, he be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-